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Attorneys for Defendants

COUNTY OF BUTTE, BUTTE COUNTY SHERIFF'S DEPARTMENT and KORY L. HONEA

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

CANNON HUGH DANIELS, deceased;
decedent's wife, ARIELE ROSTAMO aka
ARIELE NELSON; decedent's mother,
SUSAN ADELL DANIELS; and decedent's
father, JOSEPH ALBERT DANIELS, IV,
individually,

Plaintiff,

vs.

Case No.: 2:20-CV-00445-JAM-EFB

**STIPULATION TO DISMISS DEFENDANTS
BUTTE COUNTY SHERIFF'S DEPARTMENT
AND KORY L. HONEA WITH PREJUDICE;
ORDER**

Compl. Filed: 02/26/20

COUNTY OF BUTTE; BUTTE COUNTY
SHERIFF'S DEPARTMENT; KORY L.
HONEA, individually in his official capacity as
Butte County Sheriff; COUNTY OF
SACRAMENTO; SACRAMENTO COUNTY
SHERIFF'S DEPARTMENT; SCOTT R.
JONES, individually and in his official capacity
as Sacramento County Sheriff; OROVILLE
HOSPITAL; WELLPATH MANAGEMENT,
INC.; SACRAMENTO COUNTY
DEPARTMENT of HEALTH SERVICES; and
DOES 1 to 15, Inclusive,

Defendant

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STIPULATION TO DISMISS DEFENDANTS BUTTE COUNTY SHERIFF'S DEPARTMENT AND KORY L. HONEA
WITH PREJUDICE; [PROPOSED] ORDER

1 IT IS HEREBY STIPULATED and agreed by and between Plaintiffs and Defendant COUNTY OF
2 BUTTE that Defendants KORY L. HONEA and BUTTE COUNTY SHERIFF'S DEPARTMENT be
3 dismissed from this action in their entirety with prejudice pursuant to Fed. R. Civ. P. 41(a).

4 IT IS FURTHER STIPULATED and agreed that in exchange for said dismissals, Defendant
5 COUNTY OF BUTTE shall make available and produce KORY L. HONEA, only if alternative and less
6 intrusive means of discovery are unavailable; and any employees, officers, or agents of BUTTE COUNTY
7 SHERIFF'S DEPARTMENT involved with the deceased or with the management and/or control of the
8 deceased while he was incarcerated in the Butte County jail for his/her deposition(s) and/or at trial, if
9 necessary, without the requirement of Plaintiff formally serving him/her by deposition and/or trial
10 subpoena.

11 IT IS FURTHER STIPULATED that each party is to bear their own fees and costs, including all
12 attorneys' fees as to these dismissed Defendants only.

13 **IT IS SO STIPULATED.**

14
15 Date: September 21, 2020

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18 By /s/ Stephen Horan
Stephen E. Horan
19 Jaskirat S. Gill
Attorneys for Defendants
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22 Date: September 21, 2020

ANDREW E. BAKOS & ASSOCIATES, P.C.

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25 By /s/
Andrew E. Bakos
26 Attorney for Plaintiff
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28 **ORDER**

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STIPULATION TO DISMISS DEFENDANTS BUTTE COUNTY SHERIFF'S DEPARTMENT AND KORY L. HONEA
WITH PREJUDICE; [PROPOSED] ORDER

1 Having reviewed the Stipulation of the parties, and good cause appearing, IT IS HEREBY
2 ORDERED that the above-captioned action is dismissed with prejudice as to Defendants KORY L.
3 HONEA and BUTTE COUNTY SHERIFF'S DEPARTMENT, the named Defendants identified in the
4 Stipulation. Each party is to bear their own fees and costs, including all attorneys' fees as to these
5 dismissed defendants only.

6 **IT IS SO ORDER.**

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8 Date: September 21, 2020

/s/ John A. Mendez
Honorable John A. Mendez
United States District Court Judge

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STIPULATION TO DISMISS DEFENDANTS BUTTE COUNTY SHERIFF'S DEPARTMENT AND KORY L. HONEA
WITH PREJUDICE; [PROPOSED] ORDER